Convinced that the Haleyon Days of Faro and Roulette Are Past, He Decides to Sell Out and Go Abroad to Live-This Step Is a Practical Admission of the

Beath of Public Cambling Hereabouts. John Daly, the veteran gambler, whose houses in this city and Long Branch have been second in magnificence and splendor only to the famous gambling resorts of Europe, has announced his intention of retiring from the sporting world and sading a quiet life thousands of miles away from the city in which, for years, be has practically controlled the heavy gambling. Daly says that he has given the matter long and careful consideration and has concluded that gambling is dead in New York forever, and that it is a useless expense to keep up his palatial Twenty-ninth street bouse, where a single whirl of the wheel or the turn of a card means a descent of the police upon him. For nearly a year and a half now, he says, he has held on to his establishment and been practically under the same expense as in the halcyon days of ten years ago, but in all this time not a dollar has been coming in, and the constant scrutiny, day and night, of his place by ambitious policemen in citizens' ciothes anxious to earn a little praise for them selves by catching him open, has convinced Daly of the futility of trying to run on th "And so," he remarked to a friend in the cor

ridor of the Gilsey House several nights ago, "I am going to quit for good. You can, be sure too, that when I say this I mean it. Gambling is dead in New York, and here is one man who is not going to bother with it any longer. There may be a little quiet gaming going on all the time, but it is all sub rosa, and those who do it are in constant fear of the police. A dozen out-posts are necessary, and spies, and all that sort of thing; that I do not believe in and will not have around me. It is public gambling that is dead, and I, who am the most sanguine person in the world, cannot see any hope for its rein the world, cannot see any hope for its re-vival in either the near or the remote future. No gambler of standing will attempt to deal fare bank in this city at the present time, and any man who would is a fit candidate for the lunatic asylum. I am out for good, I shail leave New York, I think, and live abroad, but I have no idea of resuming business on the other side."

pide."

Daly is almost the last of the big gamblers:

Quit. The others have one by one decided that
there was nothing in the business in New York
and left for other cities that are not yet wedded
to reform. But, as Daly himself says, he has
been in hopes of a reversal of sentiment in the
city, a reversal that has not come, and which he
now says never will come. The only remaining
one of the old-timers who still retains the rooms
where he formerly ram a rampling house is been in hopes of a reversal of sentiment in the city, a reversal that has not come, and which he now says never will come. The only remaining one of the old-timers who still retains the rooms where he formerly ran a gambling house is "Dink" Davis. Davis has been closed for nearly two years, although every once in a while the police receive a tip to the effect that he is open. Capt. Pickett of the West Thirtieth street station has Davis's personal assurance that he will not open his house, and the place is accessible at any time to the Captain or his detectives. There is said to be a lot of gambling paraphernalia in Davis's place, but the police are satisfied that it is not in use.

The last man to leave New York in disgust, because there was no chance for a game, was Pat Sheedy, a man who has broken more faro banks than any ten other gamblers in the country. Sheedy clung to New York as long as he could, but about two weeks ago he left for Egypt, where, it is rumored, he is to manage a miniature Monte Carlo, which some European capitalists are going to erect and back.

John Dalv's principal establishment in this city is at 39 West Twenty-ninth street, and is a handsome four-story brown-stone house. The adjoining house, at 41, is also owned by Daly, and is used as a residence. Both houses are fitted up in palatial style and contain many fine tapestries, statues, valuable paintings, and works of art. Daly spared no expense in the days when gambling was not interfered with to make his house the handsomest in the country, and the art collections, particularly some of the fine bronzes, would delight the eye of a connoisseur. The heaviest gamblers in the country made this house their headquarters. Daly's other place in the city was at 8 Harclay street, while his third establishment, at Long Branch. Was known as the long Branch Club. Business men played in the flar lay street house during the day, but every evening at 7 o'clock the house so had the hard and square with everybody, and particularly generous to those who

year ago the partnership was broken and the borses sold. Daly then retiring entirely from the

horses sold, Daly then retiring entirely from the turf.

Already the more valuable furnishings of the Twenty-ninth street houses are being removed, and the houses, it is said, will shortly be sold. The Barclay street house was emptied nearly six months ago. He has not yet decided what he will do with the Long Branch establishment.

Smyrna-Tariff on Morphine.

looted by brigands between interior and trading points in Turkey. Besides, late advices are very bearish, and point to a decline of 2d. in Smyrna to 7s. 7d. Generally reports vary, so that no safe estimate can be formed of the world's visible supply, but stocks in Turkey and Armenia are held in strong hands, despite the fact that banks in the Ottoman Empire will

grade \$3.10.

Under the proposed tariff changes opium in original frames remains on the free list. Morphia, however, which now pays a duty of 50 cents an ounce, will be subjected to an additional duty of 15 per cent.

The Fruit Market.

The condition of the fruit market is easy, ons are in heavy supply and not wanted. The demand for oranges is still very good, but declines of from 25 to 50 cents a barrel were reported. Valencia oranges are beginning to reported. Valencia oranges are beginning to arrive fresh, but 20 out as fast as they come. They range in price from \$5.50 to \$7 a box of 400 to 700. Havana oranges also are coming in larger quantities. Bananas are selling at moderate prices. Pineapples are good, but there is little inquiry for them. Lemons range in price from \$1.60 to \$3.25 a box, oranges from \$3.50 to \$7.50 a box and barrel, bananas from 50 cents to \$1.25 a bunch, pineapples from \$5 to \$12 a burdered grapes (white) from \$5 to \$12 a barrel, and grape fruit, \$4.50 to \$6 a box and \$5 to \$10 a barrel.

Franklin B. Crouch Arrested.

Franklin B. Crouch was arraigned before United States Commissioner Shields in the Federal building yesterday on a charge, preferred by Anthony Comstock, of having sent circulars advertising patent_nedicines for imorculars advertising patent_nedicines for immoral purposes through the mails, and of also maying mailed articles intended for an immoral use. Crouch, it is alleged, besides doing business at 80 Hamilton street. East Orange, had a factory for the manufacture of the articles complained of at 202 Grand street, this city. He was arrested at the latter place yesterday. The examination was adjourned until saturday, Jan. 4. Crouch furnishing hall in the sum of \$2,500.

Mr. Tate's Real Estate Transactions. The liabilities of Real Estate Dealer W. J. Tate of Brooklyn, who failed recently, are \$14,-663.96, and the assets only \$1.53.75. Rents collected are included in the liabilities. Mr. Tate was formerly City Clerk, and has long been prominent in Republican politics. He is now serving on the Commission which is assessing the value of the property required for the Shore Road Driveway. THE PRISON INVESTIGATION.

Warden Stout Under Fire-Contractor Bal

ALBANY, Dec. 27 .- Warden Stout of Auburn was once more on the stand when the investigation of the charges against Superintendent Lathrop began this morning. C. F. Darrow, it appeared, is a foreman employed by Warden Stout in his business of builder at Auburn. Under the law Stout could not have employed him to do the \$886 job of cabinet work in the clerk's office in the prison so long as he remained an employee of the War-den in his private capacity. But the Warden wanted him to do the work because he was ca pable and there was no other cabinet worker such as he wanted in Auburn. So Stout, the builder, ceased to employ Darrow as his foreman at \$25 a week, and Stout, the Warden of Auburn, employed Darrow to fix up the clerk's office. As Darrow wanted money for materials and men, Stout, the builder, lent him some, and finally Stout, as the Warden, paid Darrow for his job by checks. These checks were the ones flashed before the Warden by Deputy Attorney-General Kisselburgh on direct exami

nation. Warden Stout could not show that he had ever put in an estimate for the work that Darrow did, although he knew of the law requiring him to put in estimates of the cost of all work done to the prison. Neither did he tell Superintendent Lathrop that his old foreman was doing the work. Attorney Brackett, however, raked up a record showing where a \$300 estimate for some of the work in the clerk's office had been properly made, and Warden Stout identified it. Mr. Kisselburgh succeeded in showing that

Warden Stout, although nominally the fiscal officer of the prison, knew very little about the finances and accounts, especially those of the industrial departments. According to deductions he was forced to make, the various entries in the books of the broom-corn de entries in the books of the broom-corn de-bratment after the fire, which destroyed 89 tons of broom corn and 2,377 dozen brooms, operated so as to show a surplus of broom corn after the fire. The defence holds, however, that the books will balance correctly when the clerks who unders, and them are called on to explain them.

Warden Stont's talk with H. W. Babcock, who figures prominently in several Auburn

Warden Stout's talk with H. W. Babook, who figures prominently in several Auburn prison contracts, about supplying meat at 5½ cents per pound, was gone over, and the Warden said that he had been told by Superintendent Lathrop to secure bids in the open market, and he considered his verbal contract with Eabcock for a year to be such an open market. He admitted that Babook came to Albany with him when he was seeking appointment as Warden.

with him when he was seeking appointment as Warden.

Hiram W. Babcock himself was called after the recess, and testified to supplying Auburn prison with meat at prices ranging from 5 cents to 6 cents per pound, while Warlen Durston was at Auburn. He supplied about 2,000 to 2,500 pounds each week.

He and Durston fell out, and he ceased to furnish meat till Durston was transferred to Sing Sing and Stout took his place. He did not hesitate to declare that he assisted in bringing about the change, and that he had a talk with Stout about supplying meat to the prison before Stout was appointed. When Stout became Warden he made arrangements to supply the prison with meat at 545 cents per pound for a year. He knew of Charles Smith's lower bid, and told the Warden if any one could supply if for a year at less than he was getting he would quit. He had heard that Smith refused to furnish meat at his lower bid for more than a month. Mr. Babcock also cheerfully explained his dealings in brass. He purchased about 21,000 pounds of mgot brass, some anchor brand and some remelted. He paid for it with two checks, one for \$345 and one for \$317.80. He did not pay for some time after he bought it. He sold some of the brass to Goodell, but could not swear that Goodell sold it back to the prison.

He bought the scrap brass and fron in the debris of the fire for \$75. There was about 4,000 to 5,000 pounds of scrap brass, one-half of which was remelted by the convicts at the prison, He paid nothing for this work. The scrap iron included in his \$75 contract he sold for \$900. In addition to the \$75 he paid he agreed to clear up the debris and cart away the rubbish. He worked about \$150. He convicts did much of the clearing up, and his chief work was the carting away.

Mr. Babcock also testified to buying sixty dozen damaged horse collars for about \$500. He did not pay for the collars for some time after he bought them, but did not remember whether it was just before Auburn prison was investigated last March or not. The Inquiry was adjour Warden, Hiram W. Babcock himself was called after

THE CROWDED TOMBS.

Source of Driny to the Courts and Hard

ship to Persons Awaiting Trial. The delay in increasing the accommoda tions of the Tombs prison has wrought great harm, not only upon those accused of crime. but upon complainants and witnesses who are called at the trials. Warden Fallon was compelled several days ago, Lecause of the overcrowded condition of the prison, to issue orders to the keepers of up-town prisons not to send any more prisoners to the Tombs. He has about 260 cells, and last night 508 pris-oners were under his care.

It being the rule of the new Court of Special Sessions to place on trial first those prisoners who have been unable to secure ball, there were three women who, in the regular course of yents would have been placed on trial yes-erday. The witnesses were supported. events would have been placed on trial yesterday. The winesses were summoned and appeared, but when the Clerk sent to the Tombs for the prisoners he re elved word that they were in the prison attached to the Harlem Court. The first case was that of Mary Steibig, who was committed to await trial on Dec. 20 and should have been sent to the fombs last Monday. The other two were Mary Anderson and Alice Henderson, both of whom would have been able to appear for trial with the prospect of an acquittal but for the Jorder of Warden Fallon, made necessary by the overcrowding.

BROKE THE POLICEMAN'S NOSE. Druggist Contes Had Been Drinking with

Kenton Coates, 23 years old, who says he is druggist of 313 West 118th street, this city, was held for the Grand Jury in the Lee Avenu Police Court, Williamsburgh, yesterday accused of assaulting Policeman Schilling of the Bedford avenue station early yesterday morning in front of the Hotel Wellington, at Broadway and front of the Hotel Wellington, at Broadway and Dunham place. Coates and another man went to Williamsburgh on Thursday afternoon, and in the evening they visited the saloen attached to the Wellington. It is alleged that Schilling, who was in plain clothes, joined the latter and his friend and drank with them. Later they had an altercation, and Coates, so it is alleged, struck Schilling in the face. He broke the policeman's nose and blackened his left eye, Schilling then arrested Coates, and at the station house enarged him with Intoxication and assault. When Coates was arraigned he told Justice Goetting that he didn't know that Schilling was a policeman nor had he intended to hourt him. Schilling wasn't inclined to press the charge. the charge.

The Justice suspended sentence on the charge of drunkenness, but on the charge of assault ball was fixed at \$1,000.

Business Troubles.

Guy L. Goodday, manufacturer of leather advertising novelties, &c., at 110 Reads street, made an assignment to Frederick Hem-

ming yesterday without preference. George Wagner, dealer in fancy goods at 325 Grand street, has given a bill of sale through Blumenstiel & Hirsch of the entire business to Rumenstiel & Hirsch of the entire business to Catharine Wagner, in consideration of which she assumes certain merchandise debts amounting to \$2,100. The liabilities are about \$5,000. Deputy Sheriff Mulvaney closed up yesterday the store of Samuel Markowitz, dealer in men and women's furnishing goods at 403 Eighth avenue, on an execution for \$1,100 in favor of Emanuel Neumann. Markowitz's brother-in-law.

Deputy Sheriff Henning has taken charge of the place of business of Louis Chapkewitz, man-ufacturer of fur garments and cloak trimmings at 132 Canal street, on attachments in favor of Solomon & Co. for \$5.70 for satins, and in favor of Theo. Apfel for \$1,745 for furs,

Puglist Avery Gets Out of One Juli and Into Another.

Eddie Avery, who calls himself a pugilist, was released on Thursday from the Newark jail, after serving nine months for beating a woman. He had proviously fled to Jersey, having jumped his hall on a charge of abandoning his wife in Williamsburgh. Thursday hight Avery returned to Williamsburgh, where he drank with several acquaintances, to whom, it is asserted, he confided that he intended to "do up" his deserted wife. About 2 A. M. yesterday the woman beater was arrested for drunkenness and got clubbed incidentally. He was committed in default of bail on the old charge of wife desertion.

Mayor Schleren's \$500 Contribution. Mayor Schieren of Brooklyn yesterday handed Brewer H. B. Scharmann a check for \$500 as his contribution for the fond for the new German Hospital, Mr. Scharmant has collected \$24,000 in a few weeks toward the charitable

OLYMPIA USHER'S ARREST.

LOCKED UP ALL NIGHT ON A STREET

She Charged Him with Highway Robberr His Picture Taken for the Rogne's Gal-lery Belore He Mad Opportunity to Prove His Innocesce in Yorkville Police Court,

David Simon, an usher at the Olympia Thetre, had an experience yesterday morning which he is not likely to forget in a hurry. After spending the early hours of the morning in a cell in the East Twenty-second street police tation he was taken, dress suit and all, to the Yorkville Police Court, from which he was sent post haste in charge of a policeman to Police Headquarters, where his measurements and description were noted down. He was then haled to a photographer's and his picture was struck off to be added to the Rogue's Gallery. When the detectives had got through with him he was taken to the police court again and was promptly discharged by Magistrate

Wentworth. Simon's troubles began shortly after o'clock in the morning. After finishing his duties at the Olympia on Thursday night he dropped into the Herald Square Theatre to keep an appointment with the assistant treasurer of the theatre, Abraham Bleiman. They adjourned to a Thirty-seventh street restaurant, and about a quarter to 1 o'clock wasked down Broadway to Twenty-seventh street and across to Lexington avenue, in which Simon lives. When he reached Lexington avenue be decided to accompany his friend as far as Third avenue, where Mr. Bleiman intended to take an up-

own casle car.

The car which the latter boarded had hardly got under headway when, as Simon turned to retrace his steps to his home at 92 Lexington

The car which the latter boarded had hardly got under headway when, as Simon turned to retrace his steps to his home at 92 Lexington avenue, Policeman Doran of the East Twenty-second street station clapped him on the shoulder and ordered him to come along to the station house. When Simon recovered from his astonishment he protested, declaring that he had done nothing to be arrested for. The policeman turned to a young woman who, during the proceedings, had been hovering nervously in his wake.

"It's him," said she, and, getting a grim grip on his prisoner's arm, the bluecoal led the still protesting usher down Third avenue to the station house.

There he learned that the young woman who had said 'It's him," was May Howard of 200 East Twenty-first street, who, according to her story, had been garroted and robbed of a pockethook containing \$15 at Twenty-seventh street and Lexington avenue. Simon further learned that the man who had garroted her wore a soft felt hat, and his lat being a similar one, while he had been at the corner of Twenty-seventh street and Lexington avenue about the time Miss Howard was robbed of her pocketbook, she was sure he had stolen it. He was then ordered to turn over his earthly possessions to the Sergeant, who, when he discovered that the prisoner had a pecketbook containing \$15.59, complimented Policeman Doran on his important capture, and ordered the helpless Simon to be locked up for the night on a charge of assault and highway robbery. Miss Howard didn't identify the pocketbook as hers, and the deromination of the bills in it didn't correspond to those she had lost, but the same.

According to the story of Miss Howard, who, in the po. e court, acknowledged that her name wasn't Howard, she was standing on the corner of Twenty-seventh street and Lexington avenue shortly affor 1 o'clock, when a well-dressed man wearing a soft felt hat seized her said high the prisoner has suited that, until he reached the said man the head of the pocketbook, he dish proved the prisoner was funded up,

avenue. He also testified as to the prisoner's good character.

When Simon's lawyer, from the office of Howe & Hummel, took Miss Howard in hand, she acknowledged that she had been several times arrested by the police for street walking, but that each time she had been discharged. Then she added that her first impression was that her assailant was a colored man and that he ran away so quickly that she didn't know whether she could recognize him or not.

After hearing the evidence Magistrate Wentworth decided that the facts in the case weren to sufficient to warrant him in holding the prisoner, so he told Simon that he was discharged. oner, so he told Simon that he was discharged. The picture of Miss Howard's alleged assailant is still in the possession of the Detective Bureau, but on threat of Simon's lawyer that suit would be brought if it was placed in the Rogues' Gallery, Chief Conlin said it would be heart and the state of the s

PEARL SOAKED THE CRIPPLE. He Caned Her Friend's Bog, Which Had

Sniffed at His Wooden Leg. Pearl Jones, a strapping young mulatto wo. pan, lives in the house of her friend, Mrs. Ellen Reinhart, at 166 West Thirty-sixth street. The Reinharts own a small terrier dog, of which they are very fond. Yesterday Mrs. Reinhart's husband was ill, and she asked Pearl to take the dog out for an airing. Pearl's obliging spirit was the primary cause of all the trouble that followed. She led the dog by a leading cord attached to its collar down Seventh avenue on the east side. When nearing Twentythird street a strange-looking cripple with an un-painted wooden leg loomed up directly in front of the girl and her charge. The cripple stopped of the girl and her charge. The crippie stopped to look at some vegetables in boxes outside a grocery store. The dog stopped also. He sniffed tentatively at the wooden let. It is almost unnecessary to say that Pearl stopped also. The cripple seemed to be unconscious of the curricular system of the curricular that his artificial assistant in locomotion had aroused in the dog, but when he turned to go he saw the animal. He raised his cane in a threatening manner and advised the dog to move on.

nove on,
"Don' you hit ma dorg," warned Pearl,
"I won't do a thing to him," said the cripple,
as he made a vicious drive at the terrier.
"If you hit ma dorg, I'll soak you, suhr!" cried Pearl.
The cripple, who seemed to be very angry and greatly excited, spun around on the point of his wooden leg, and brought his stick down on the back of the dog. The dog howied with pain, and Pearl prepared to make good her threat. Her right first shot out and caught the cripple fairly on the point of the jaw. As he was going down, Pearl landed with her left on his chin. Then she jumped on him, and proceeded to finish the job. he she tumped on min, and proceeded to finish the job.

"You will—biff—hit ma dorg—bang—will yeh—thump—you mis'rable—bang, biff—white trash thump, I'll teach—whack—yeh—thump—to mind your own bis'ness—bang, thump, whack."

to mind your own bis'ness-bang, thump, whack."

By this time the cripple was nearly used up, and his face was covered with blood. "Murder! Police." he yelled.

Foliceman Kemp, who was standing on the crossing, ran to the battlefield, and, nushing his way through the crowd, he pulled the infuriated woman, struggling and kicking, off the cripple. When the party, including the dog, reached the West Thirtleth street station, the cripple could not be found. The policeman made a charge of disorderly conduct against the woman, and an hour later she was arraigned before Magistrate Kudhch in the Jefferson Markti Police Court.

"I to! him, your Honah. I'd soak him if he hit ma dorg, and soak him if did," Pearl explained to the Magistrate.

Sie was fined \$3, which her friend, Mrs. Reinhart, paid.

Off the Track at the Edge of an Embankment. PATERSON, Dec. 27. The engine attached to rain 8, known as the Buffalo express, on the Delaware, Lackawanna and Western Railthe Driaware, Lackawanna and Western Reil-road, jumped the track on a sharp curve near High Bridge shortly before 7 o'clock this morn-ing. The roadbed where the accident occurred is almost 100 feet above the river. The train was running at about forty miles an hour. The engine ran some distance on the ties at the edge of the embankment. It was got back on the track within a half an hour apparently unburt, and it continued its trip to Hoboken. There were about 300 passengers on board.

Mrs. Wells's \$30,000 Suit Against Brook-

Ism. Mrs. Jane Wells has a suit pending against the city of Brooklyn for \$30,000 damages for personal injuries. On a stormy night in Decem-ber, 1894, while passing 591 Grand avenue, a photographer's showcase was blown down and struck her, causing, as alleged, permanent in-turies. MAREL WRIGHT COUNTERS ZICHY. Married in a Catholic Church with the

Archbishop's Consent Mabel Elizabeth Wright was married to Count Bela Zichy at St. Stephen's Catholic Church on Thursday afternoon. When she was Mrs. Fernando Yznaga, and after she had separated from gossip connected the name of the beautiful American woman with that of the Hungarian Count. The latter made no secret of his devo-tion, and after a while openly acknowledged that, so soon as Mrs. Yznaga could obtain a divorce, she would become the Countess Zichy. About the time Count Zichy first began to

let his friends know what they might expect, Mrs. Yznaga took up her residence in Yankton, S. D., and as soon afterward as possible she filed an application for divorce. When the debecame Mrs. Wright, she professed the Roman Catholic faith, but the Church would not sanction a second marriage until an investigation had been madeinto the previous marriage. The investigation, it is said, extended over several manthe, and she was married to Count Zichy with the sanction of the Archbishop.

The bride and bridegroom drove up to the Tenty-ninth street entrance to the church at 4 o'clock Thursday afternoon. They had come from the Windsor Hotel, where Mrs. Wright has been living since she returned from Dakota. In the church a half dozen friends were waiting for them, among them the father of the bride, George Curtis Wright, and John Leonhardi, the Austrian Consul. The marriage was performed by the Rev. Father Charles II. Colton, pastor of the church. The bride were a gown of gray prant de soie, trimmed with gray chiffon, a small gray hat with blue aigreties, and white glace kid gloves. She carried a praver book. Count Zichy wore a dark gray frock suit and gray gloves.

The Count and Countess will remain in New York, it is said, for about a week, when they will sail for Italy. Their permanent home will be in Huda Festh.

Before Archbishop Corrigan would sanction the marriage, the Defender of the Marriage Bond of the diocese, the Rev. Dr. John McQuirk of St. Paul's Church in East 117th street, made a careful investigation of the former marriage of Countess Zichy. He reported that, according to the canons of the Catholic Church, Mabel Elizabeth Wright and Fernando Yanga were never married, for two reasons: First, because Yanaga was a divorced man when he married Miss Wright; and, second, lecause she had never been baptized, although Yanaga had. Consequently Mrs. Wright was at liberty to marry. Catholic faith, but the Church would not sanction a second marriage until an investiga-

DEFIANT PRESBYTERIANS.

They Support a Deposed Pastor and Ignore

the Presbytery. ASBURY PARK, Dec. 27. The committee of seven recently appointed by the Monmouth Presbytery, with delegated powers of the Presbytery itself, held court in the lecture room of the First Presbyterian Church to-day. Last week citations were served on about a dozen members of the church, including the elders. commanding them to appear and answer to charges which would be preferred against them. The trouble grows out of the recent dismissal of the Rev. Howard T. Widdemer from the pas torate of the First Presbyterian Church, Mr. Widdemea in compliance with a request by majority of his congregation, inaugurated undenominational services in Education Hall, and latterly has preached in the Opera House.

The action of the First Church is regarded as hostile and disloyal to the Presbytery, and that body began last week a prosecution which it is proposed to press to an early judgment. When the committee assembled in the church this morning Stated Clerk Everett read the list of those subpansed. There was not a response. This was not entirely unexpected, as the friends of Mr. Widdemer had declared they would ignore the citations. A recess was taken until 2 o'clock this afternoon. Elders Smock Mehegan, note the citations. A recess was taken until 2 o'clock this afternoon. Elders Smock, Mehegan, and Leroy appeared in answer to citations.

On motion of the Rev. Dr. Van Dyke, the clerk read the charges and specifications, which set forth that the accused were guilty of conduct unbecoming Christians, that through their support of Mr. Widdemer they had fomented dissensions in the congregation, and a special charge was also made against them as elders that they had broken a solemn promise made to Presbytery to bring about harmony and obedience. Elder Smock interposed written objections that the committee was prejudiced and that jurisdiction to begin the present proceedings rested exclusively with the First Presbyterian Church. The objections were overruled and it was decided to postpone the trial until next Monday morning, at which time certain members of the congregation other than the elders will also be compelled to appear for trial, Mr. Widdemer will preach next Sunday morning and evening in the West Park Methodist Church, and also hold his regular afternoon service in the Opera House. Senator Bradley has offered the use of Library Hall to the independent Presbyterians.

TAMSEN DEFENDS HIS AIDS.

Criticism of His Jury Notice Service by the Board of Estimate Unjust, He Says,

Sheriff Tamsen gave out the following statement yesterday with reference to a criticism said to have been made by a member of the Board of Estimate to the effect that jury notice servers habitually made perjured affida-

"The unmistakable facts proved Sheriff Tamsen's four jury servers to be extremely efficient, painstaking, and conscientious. The criticism was utterly unfounded and hasty. and was based upon the sole ground that deliquent jurors when attempting to shirk fines imposed for non-attendance frequently endeavor to shift the blame for their neglect upon the servers, whose affidavits of service they would condemn. The court when passing upon such cases seldom has before it any witnesses but the juror himself, squirming under the prospect of a fine, and willing in unfortunately too many cases to stretch his conscience by contradicting the oath of the practically disinterested server, who is a sworn officer.

"The law permits either of two kinds of service: 'Personal service,' which is self-explanatory and written service' whereby the notice is left at the juror's address as furnished by the Commissioner of Jurors with some person of suitable age and discretion, in which case the server fully performs his duty under the statute and is entitled to his meagre fee of ten cents whether the notice really reaches the juror or not.

"The Assistant Corporation Counsel and the Sheriff's jury clerk, who have had charge respectively of the collection of juror's three and quent jurors when attempting to shirk fines

"The Assistant Corporation Counsel and the Sheriff's jury clerk, who have had charge respectively of the collection of juror's fines and the service of the Sheriff's notices for several years, say that the practical results show the service during the current year has been much better performed than heretofore. It should also be said that the Corporation Counsel proceedings to collect fines are frequently ineffective because commonly not brought until many months, or some years, have clapsed since the delinquency happened."

UNCONSCIOUS IN A MANHOLE. Laborers Overcome at the Bottom of a

Jersey City Sewer. Sewer Inspector Edward Benson and a gang f men attempted yesterday to clean out a sewer in Provost street, Jersey City. The cover was and Daniel Sullivan descended a ladder to fill up the buckets. At the bottom of the sewer he was overcome at once by gas and fell unconscious. Bernard Mortimer, another of the gang, hurried down the ladder and adjusted a rope under Sullivan's arms. Inspector Benson and several of his men pulled on the rope. Sullivan's body was limp and apparently lifeless, but after hard work for several minutes the unconscious man was brought into the fresh air. Mortimer, who was still down below, was succumbing rapidly to the effects of the sewer gas. As soon as Sullivan had been dragged through the opening Mortimer appeared clinging to the rungs of the ladder. He had nearly lost his hold when other laborers seized him and pulled him out. He fell on the street almost exhausted. Both men were piled liberally with stimulants, and in about half an hour they were able to go home. was overcome at once by gas and fell uncon

Almonds Arrived Too Late for Christmas, An attachment has been obtained by Hills Bros. Company of this city against Hijos de Guilo J. Huelin of Barcelona, Spain, for \$4,400 damages for losses on almonds, which arrived too late for the Christmas holidays. The company alleged that it purchased 2,000 lags about 220,000 pounds in October, to be delivered by the first direct steamer from Barcelona. That steamer arrived on Dec. 5, but the nuts were not on board, and they were received by another steamer on Dec. 23. Then the market price was two cents a pound less than on Dec. 5, which is the measure of damages claimed.

Board of Education Committees.

The Board of Education at its meeting yesterday decided to amend its by-laws to as to the work among the following eight e-minittees: Finance, Sites, Buildings, Teachers, Furniture, School System, Trustees, and By-laws. The committees are to consist of five members each. The report of a committee niverse to setting aside a day for public school-day, on which the pupils are to parade, was recommitted to the committee. The question of infiltary drill was also recommitted. 27 NEW ROUNDSMEN MADE.

ROUNDSMAN GOODWIN AND TWO

Rognes' Gallery to Have an Official Pho-tographer-Exclusion of Reporters from Auction Rooms Referred to Chief Contin -Fickett Reports on Sherry's - Transfers.

At the meeting of the Police Board yesterday the Commissioners appointed twenty-seven out of the thirty acting roundsmen who were recently examined by the Police Civil Service Board. Acting Roundsmen George Robinson, William T. Kidney, and Charles Hass failed to pass the examination, and were remanded to patrol duty. Roundsman William McCullough of East 126th street was the highest man on the eligible list. His percentage was 91.60. Roundsman Edward J. Bourke, who got his promotion by arresting ex-Assemblyman Calla han, was second on the list, receiving a percentage of 89.77. Former Detective Sergeant George McClusky was among the roundsmen

Chief Conlin reported these transfers of na rolmen: Lawrence Clarson of Leonard street, James Bulger of Morrisania, and James Fitz patrick of East Fifty-first street to City Hall; Edward J. McMahon, Mercer street to Morris sania; Louis McCord, Fifth street to West 100th street.

Robert Charlton, Dennis Grady, and Michael W. Collins were transferred from the Detective Bureau to the West 152d street, East Eightyeighth street, and East Sixty-seventh stree stations respectively. Patrolman John B. Schopmeyer of East Eighty-eighth street, who has been detailed as

patrol wagon guard, was remanded to patrol and Patrolman James M. Hammill of East Eighty-eighth street was detailed as guard in his place. Roundsman Peter Fitzgerald was transferred from West 152d street to Oak street. Patrolman George Cullum, who has been detailed in

Acting Inspector Cortright's office, was transferred to East 126th street, and Patrolman Martin F. Morrison was sent from West 100th street to the Broadway squad. Patrolman Michael Mulrooney of the Broadway squad was detailed in the Corporation Counsel's office. Patrolman John McCue of the Broadway quad, Charles Lake of Tremont, William Mo-

Keon of East Sixty-seventh street, William O'Hara of Union Market, Patrelman Florence J. Sullivan of Old slip, Michael O'Connell, and Owen Conovan of West Thirtieth street were sent to City Hall: Daniel Kear was transferred from West Sixty-eighth street to West Fortyseventh street; Daniel J. Griffin from Fifth street to West Sixty-eighth street; Philip Clark from West Sixty-eighth street to Fifth street, and James Cavanagh from West 152d street to Tremont.

The Board has before it Chief Conlin's report about children dancing in the streets to the music of hand organs. Commissioner Roosevelt said :

"The Board is glad to have children dancing and organs playing. If in any case the dancing is indecent or improper, it will be stopped, or if a crowd collects on the sidewalk, it must be made to move on. The police, however, will not inter fere with the children dancing."

Patrolmen Howard of East 126th street and George Beller of Morrisania received honorable mention for arresting the men Blake and Hogan, the Harlem shooters. Patrolman Charles Connelly of Westchester got honorable mention for saving a boy from drowning.

Roundsman John W. Goodwin of the Wes 125th street station, who was tried recently on charges of drunkenness, was dismissed from the force. Goodwin was dismissed once before, in 1880, and was reinstated in February last, after fighting his case in the courts for years, The Commissioners say he will not get back

after fighting his case in the courts for years. The Commissioners say he will not get back this time.

Patrolman William E. Cashman of the Leonard street station was dismissed. He was appointed less than two months ago. There were several charges against him of violation of rules. Patrolman Garrett Hendricks of the West Twentieth street station was also dismissed. There were several liquor-store complaints against him.

Patrolman John Steller of Delancey street was fined ten days for assaulting a citizen, was fined ten days for assaulting a citizen, Patrolmen George H. Griffin and Frederick Gill of Morrisania were fined ten days eachs for being absent from post. Griffin has been on the force only a short time.

Roundsman Hugh O'Rourke of the steamboat squad was retired on a pension of \$7.50 a year. The Foard of Surgeons reported him permanently disabled from paresis. He is a brother of Patrolman O'Rourke of the East Fifty-first street squad, who was retired recently, and who was said to be the richest man on the force.

Patrolman John J. Munson of East Sixty-seventh street was retired on his own application on \$7.00 a year. The surgeons reported Patrolmen Henry Engelhauser of Union Market and Francis Hagen of East Thirty-fifth street permanently disabled. Both were retired on pensions of \$7.00 a year.

Acting Inspector Brooks made a report to the Board relative to a complaint sent to Commissioner Roesevelt against Acting Captain Chapman of the Mercer street station. The complaint was made by Roger Lamson, a merchant, of Seventy-second street and the Boulevard.

Acting Inspector Brooks made a report to the Board relative to a complaint sent to Commissioner Roesevelt against Acting Captain Chapman of the Mercer street station. The complaint was made by Roger Lamson, a merchant, of Seventy-second street and the Boulevard, Mr. Lamson and Oscar H. Short, a banker, of Seventy-fifth street and Central Park West, were arrested on Dec. 12 for assaulting William Hitchcock of 181 West Seventy-fifth street on the Sixth avenue elevated station at Seventy-second street. Policeman Beck arrested them and arraigned them at the West Sixty-eighth street station, where Sergeant Chapman was in command at the time. Mr. Lamson complained because Chapman refused to entertain his charge of assault against Mr. Hitchcock.

Acting Inspector Brooks reported that Chapman acted properly in the matter, as there were no marks of assault on Mr. Lamson, while Mr. Hitchcock was badly bruised. The Commissioners disapproved the complaint, and ordered the communication on file.

Capt. Pickett made a retort to the Board relative to a complaint sent to President Roosevelt by Benjamin Welles of 8 West Thirty-seventh street against Sherry's establishment at Fifth avenue and Thirty-seventh street. Mr. Welles professed against a nuisance caused by carriages around the corner. The disturbance, he said, was of almost nightly occurrence.

Capt. Pickett reported that Sherry's place was frequented only by high-class patrons, and that at receptions and balls giver there a large number of carriages were necessarily emiloged. He detailed a noliceman there on the occasion of such events with instructions to enforce the law. Arrests have been made, the Captain say, and he will continue his efforts to abate the nuisance complainted of. The report was filed.

A complaint was received from Charles T. Root, President of the Textile Publishing Company, relative to mock auctions. He writes that the Dry Goods Economish has been carrying on a campaign against mock auctions. He writes that the Dry Goods paper of the country were f

you will kindly give the reporters whatever retection is necessary to visit this auction room ith safety."

The matter was referred to Chief Conlin for

with safety."

The matter was referred to Chief Conlin for the necessary action.

David Rawie of 275 Broadway wrote to the Board about the practice of taking criminals to a photographer on Broadway to have their pictures taken for the Bognes Gallery. He said that he and his wife and daughter were rading on a Broadway car on Dec. 23, when, at West Third street, some detectives got about with a couple of prisoners, who were scated next to his wife. Mr. Rawig wanted to know why it was that, instead of drauging these fellows through the public streets and then compelling him to ride in their company, a photographer's room could not be fitted mat Headquarties.

Commissioner Andrews soid he already had under consideration the sudden of having an official photographer at Headquarters to take pictures for the fragues trailery, and that such a man would soon be employed.

Commissioner Andrews announced that the pistod practice for members of the denartment would be begun Monday next at the Eighth Regiment armory.

Stalistician Thomas J. Foran of the Police Department has prepared a report showing the number of arrests during the present year and the offences for which the arrests were made. The flgures are made up to yesterday, with an average for the balance of the year: Number

neince, it is said, would result in no inconvenience, nor would it be felt by the consumer, and at the same time it would return a considerable revenue to the Government without expense or trouble. While there has been no talk of a change in the sugar schedule, it is generally agreed that it would be decidedly better in every respect to change from an advalorem to a specific rate for purposes of collection. An authority states that tea alone would return about \$14,000,000 if taxed 25 per cent. the figures are made up to vectorday, with an verage for the balance of the year: Number of arrests. Men. 92,473; women. 20,277; total 172,800. There were 41,042 males and 23,33; cmale of the year that ast. Dangerously Shot During a Saloon Row, During a fight early yesterday morning in James Leary's saloon, in Columbia and Co ver streets, Brooklyn, George Bristow, aged 25 years, of 125 Coffey street, was shot in the abdomen, receiving a dangerous wound. John Lynch of 188 West Ninth street, who is alleged to have fired the shot, ran off, but was captured in a few hours and locked up in the Richard street station. Bristow is at the Long Island College in a critical condition.

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WIDOW BEAM'S CHRISTMAS.

Document Which Will Enable Her to Draw a Pension Found in a Garret,

MORRISTOWN, N. J., Dec. 27 .- No one in Morris

county enjoyed Christmas day more than did

Mrs. Harriet Beam, who lives at Beach Glen,

near Morristown. Her husband at the first call

for troops to suppress the rebellion offered his

services in defense of the Union, and when Lee's

army surrendered at Appomattox John Beam

was there. He didn't have much when he came

home to Morris county, and when he died he

left his family poor. About six years ago Mrs.

Beam applied for a pension, but she could not

find her husband's certificate of discharge from

the army and therefore no pension was granted.

spend the day with her. After dinner, as it hap-

GROO HEARING POSTPONED.

His Breaking In Butler's Salson Door Con

sidered a Burgiary.

The hearing before Magistrate Deuel on the

summons issued for Acting Captain John R.

Groo of the Mulberry street station and his de-

tective, James A. Sioane, who are charged by

James H. Butler with breaking in the door of

his saloon at 23 Prince street, was postponed

until Monday. Butler appeared in court with

his counsel, Daniel O'Reilly, and carried parts

of the door, the broken lock, and the screws that

had been forced. Mr. O'Reilly said that if the

complaint was dismissed in the police court, he

THE WOODS FULL OF BEARS.

Sullivan County Hunters Getting Their

Share of Hig Game.

PORT JERVIS, Dec. 27.- The woods in the

neighborhood of the Beaverkill are said by Sul-

livan county hunters to be full of bears, from

the town of Rockland to the source of that

Carroll, and Chas. Hood on Tuesday started a

bear between Mongaup Pond in Sullivan and

bear between Mongaup Pond in Sullivan and the Beaverkill. They gave it a hot chase and brought it down with three builets. It weighed 150 pounds. The week before Josh Keily saw bear tracks in the Quaker Clove Vailey, and he started out to capture the animal alone. After following the trail for several miles bruin was discovered. As soon as he escaped the hunter he made a dash for the dense thicket. Josh brought his rifle to bear on the beast, which was a large one, and disabled it to such an extent as to make its progress slow. He followed the bear some distance and it was not until he had planted five builets in the animal's body that it was killed. The bear weighed 250 pounds and Josh will take the skin to New York this week to sell it. A large bear was started by George Hanks and John Lee near Hardenburgh. They fired twice but the bear escaped.

Favor a Duty on Coffee and Tea.

The probability of the imposition of a duty on

coffee and tea is the chief topic of discussion in

the wholesale grocery trade, and instead of dis

approving such a step the trade scens to favor

the proposition. A moderate duty on both ar-

ticles, it is said, would result in no inconve-

stream in Ulster county. Josh Kelly, Ward

pened and without thinking of the missing

On Christmas Day her grandchildren came to

STOLE ACTOR BURNHAM'S BUSIS

NESS, KEPT THE STAGE WAITING. Made Dave Belasco So Angry He Wouldn't Trust Himself to Speak to Her-Yelled

at Him - How Drendful !- And Finals ly She Tore Up Her Costume, Left the Company, and Sued for \$5,800, Actress Kate Davis is suing Charles Fronman and David Belasco for \$5,800 for breach of contract, because, as she asserts, they dis-

charged her while she was playing under contract in " Miss Helyett," and there was another hearing of testimony in the case yesterday before Referee Ernest Hall. The defence is that Miss Davis made constant trouble in the company, and that finally she

pened and without thinking of the missing document, they went on an exploring tour in the garret.

"There's nothing but old rubbish up there, children," said Mrs. Beam, "but go ahead and enjoy yourselves."

So they disappeared. Half an hour later two of them came down stairs lugging a boxful of old papers.

"Grandma, see what we've found. Are these papers worth anything?" left it without being discharged. Nicholas S. Burnham testified that in the Miss Helyett" company be played the part of fat, sap-headed dude, in a yellow wig and bangs, and one of his most effective pieces of stage business was a "fall" of his own creation.

papers worth anything?"
"No, I guess not," responded the old lady, adjusting her glasses, "but bring them here. I'll look them over and then you can build a bonin which he fell over into the arms of another look them over and then you can build a bonfire."

She began to look through the wrinkled and
crumpled mass. Finally she gave a queer start.
She had opened a printed form and her husband's name flashed on her eyes. The tears
came and the writing was seen through a mist.

"The Lord be praised!" she exclaimed.

"What's the matter, grandma?" asked the
children.

"Why, here's your grandpa's discharge. I
looked everywhere and couldn't find it, and you
have picked it right up, and on Christmas Day,
too. Oh, I'm so happy."

The paper was indeed the long-lost document,
It has been forwarded to Washington, and Mrs.
Beam, it is said, will certainly get her pension. "It was very funny, if I do say it," he declared, "and it always brought down the house."

One night, he said, Miss Davis did his fall just before the time when he should have done it, thus 'taking the wind all out of his sails," and she continued thereafter night after night to do the same thing, much to his discomfiture. Heremonstrated and Stage Manager Parr also re-

Mr. Belasco also took up the matter, Mr. Burnham said, and got very angry about it and declared in a loud voice at one time, so that all the members of the company heard him, that he would have harmony in the company.

David Belasco, the adapter and proprietor of "Miss Helyett," told of many bits of trouble Miss Davis had caused him. She would disobey his orders about the moving of a table upon the stage, and frequently caused no end of trouble and even jeoparded the success of the play by causing waits of sometimes as much as a minute when she should have been ready and when the whole proper effect of the situation upon the audience depended upon snap and quickness of action. At last, he said, he spoke to her about this. It was in the middle of a performance in Boston. "I was very angry," Mr. Belasco said. "She doclared that she would leave the company at once, and she was yelling and screaming at me." "Oh! oh!" ejaculated Miss Davis, who was listening to the testimony.

"Then," continued Mr. Belasco, "I was search; david as a no more, so I walked away." Miss Davis, he said, finished the play that night, but after the performance she tore up her stage costume and threw it into a corner of her dressing room, packed up her own belongings and sent them away, and left the company. "I never saw her again," said Belasco.

Once before this final parting Mr. Belasco said she had left the company for a time, and they had had to hire a substitute. Hefore the final falling out Miss Davis had refused to go on with her part one night unless she got \$10 a week. "I always treated Miss Davis had refused to go on with her part one night unless she got \$10 a week. "I always treated Miss Davis had refused to go on with her part one night unless, she got \$10 a week. "I always treated Miss Davis had refused to go on with her part one night unless she got \$10 a week. "I always treated Miss Davis had refused to go on with her part one night unless, she got \$10 a week. "I always treated Miss Davis had refused to go on with her part o Mr. Belasco also took up the matter, Mr. Burnham said, and got very angry about it and de-

monstrated with Miss Davis, but without effect.

complaint was dismissed in the police court, he would go before the Grand Jury and endeavor to have both Groo and Sloane indicted for burgiary.

Capt. Groo said that the breaking of the door was an accident. It was opened as far as the chain would permit it to be, and in endeavoring to get a better view of the interior of the saloon, where he believed the Excise law was being violated, he leaned against it too hard.

When the case was called before Magistrate Deuel, Capt. Groo said he had not had sufficient time to obtain counsel, and asked for an adjournment, which Magistrate Deuel granted, but gave instructions to Clerk Adams to draw up a burglary complaint against both Capt. Groo and Detective Sloane.

The investigation of Saloon Keeper Butler's charges ngainst Acting Captain Groo of the Mulberry street station, which was to have been held before Acting Inspector Cortright yesterday, was postponed until to-day.

"It's only a belief, any way," interrupted Miss Davis,
"That question is unnecessary," objected Lawyer Barr.
"It might account for some of her manifesta-tions," said Lawyer Rosebault.
"I prefer not to answer that question," said Mr. Belasco, and the hearing was then ad-journed until next Tuesday morning.

Thirty-Two Cows and Horses Burned. -YONKERS, N. Y., Dec. 27.-Three large barns

on the Mitchell farm, rented by J. W. Grott, a dairyman, were totally destroyed at an early hour this morning. The buildings were situated on the Mile Square road, two miles from the city limits. Twenty-seven cows, four horses, and one colt were burned to death, and a lot of harness, several wagons, and fifty tons of hay were consumed. The fire is supposed to have been the work of incendiaries. A high wind was blowing. Grott's loss is estimated at \$2,600, partly insured. The loss on the barns is \$3,000. While Palisade Hose Company was running to the fire with their hand hose carriage the carriage collided with a telegraph pole in Ashurton are nue and was demolished. John Haurihan, one of the firemen, was thrown to the ground and seriously injured.

Harry Hayward's Body Cremated.

CHICAGO, Dec. 27.-The remains of Harry Hayward, the Minneapolis murderer, were cre mated shortly after noon to-day at Graceland Cemetery. Dr. Thaddeus Hayward, his brother; Cemetery. Dr. I nadoeus Hayward, his breiner, Harry Goodsell, his cousin; N. F. Warner of Minneapolit, and two attaches of the cemetery company were present. To-morrow the asbes will be placed in an urn, and the brother will take them back to Minneapolis

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the hoke out of their pens. Copies of the writ I the more regidly.

OPIUM CARAVANS LOGIED. The Market Easier Here and Also at

Latest cables regarding the opium syndicate state that many opium caravans have been

not lend speculators money; nor will they lend producers the usual financial assistance.

In this market the demand was moderate; in fact there were few businessilie inquiries for the gum. Higher prices were asked for jobbing lots, but no bids were made. Lots varying from 25 to 50 pounds ranged from \$2 to \$2.1129, and in some cases sellers seemed willing to do business at \$2.06 generally. Single case lots have not been sold above \$1.95. In some cases sellers seemed willing to do business at \$2.05 generally. Single case lots have not been sold above \$1.95.

Powdered opium was higher and offered in smaller quantities than ever. The lowest grades brought \$2.55, medium \$2.65 to \$2.75, and high grade \$2.55.